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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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NOTICE
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APPEAL

Applicants: David M. Stern et al.

Serial No.: CPA of 08/997,464

Group Art Unit: 1633

Filed : June 8, 2001

Examiner: Jon Eric Angell

For : A METHOD FOR EVALUATING THE ABILITY OF A COMPOUND
TO INHIBIT NEUROTOXICITY

1185 Avenue of the Americas
New York, New York 10036
December 4, 2002

Assistant Commissioner for Patents
Washington, D.C. 20231

SIR:

NOTICE OF APPEAL FROM
THE EXAMINER'S DECISION TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES

Applicants hereby appeal to the Board from the Final Office Action mailed June 10, 2002 finally rejecting pending claims 1, 3-5, 11-12 and 34-37 in connection with the above-identified application.

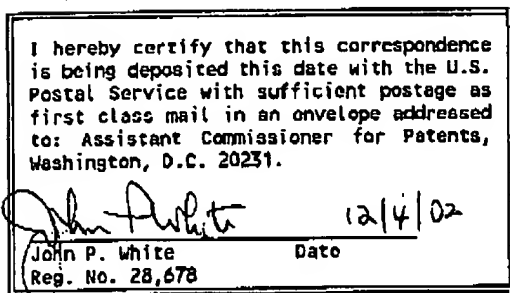
Applicants are concurrently filing an Amendment in Response to a June 10, 2002 Final Office Action and Petition For a Three-Month Extension of Time. With a three-month extension of time, the subject application is pending today, i.e. December 4, 2002. Accordingly, this Notice of Appeal is being timely filed.

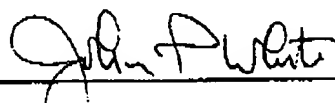
The required fee for filing a Notice of Appeal under 37 C.F.R. §1.17(e) is ONE HUNDRED SIXTY DOLLARS (\$160.00), and a check for this amount is enclosed.

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No fee, other than the enclosed \$160.00 fee for filing a Notice of Appeal, is deemed necessary in connection with the filing of this Notice of Appeal. However, if any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,




John P. White
Registration No. 28,678
Attorneys for Applicant(s)
Cooper & Dunham, LLP
1185 Avenue of the Americas
New York, New York 10036
(212) 278-0400

Applicant David M. Stern et al.Client Columbia (0575) File No. 54202 JW/ALBDate December 4, 2002**FILE**

*all personal checks
in amount of 460⁰⁰
302*

Kindly acknowledge receipt of the accompanying

AMENDMENT IN RESPONSE TO JUNE 4, 2002 FINAL OFFICE ACTION AND PETITION FOR A THREE-MONTH EXTENSION OF TIME in connection with David M. Stern et al., entitled A METHOD FOR EVALUATING THE ABILITY OF A COMPOUND TO INHIBIT NEUROTOXICITY, CPA of U.S. Serial No. 08/997,464, filed June 8, 2001, including Transmittal form in triplicate, a check in the amount of \$460.00 and a certificate of Mailing dated December 4, 2002.

by placing your receiving date stamp hereon and returning to us.
~~DATE DUE~~ DECEMBER 4, 2002